Dkt. 59138-B-PCT-US/JPW/AJM/PL

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Beth E. Borowsky, et al

U.S. Serial No. : 10/018,192

Filed: November 1, 2001

For : DNA ENCODING SNORF36a and SNORF36b

RECEPTORS

1185 Avenue of the Americas New York, New York 10036

May 14, 2002

Assistant Commissioner of Patents Washington, D.C. 20231

Sir:

Information Disclosure Statement Pursuant to 37 C.F.R. \$1,97(b)(3)

In accordance with their duty of disclosure under 37 C.F.R. \$1.56, applicants would like to direct the Examiner's attention to the following references which are listed on the attached Form PTO-1449 (Exhibit 1) and were previously cited in connection with the prosecution of U.S. Serial No. 09/518,914, filed March 3, 2000; the subject application claims priority under 35 U.S.C. \$120 of the filing date of that application. According to 37 C.F.R. \$1.98(d), copies of patents or publications that were previously cited by, or submitted to, the Patent Office in connection with such prior applications need not accompany the Information Disclosure Statement. Accordingly, copies of the following references are not attached to this Information Disclosure Statement:

- 1. U.S. Patent No. 6,008,338, issued December 28, 1999; and
- 2. Provencio, I. et al., Melanopsin: An opsin in Melanophores, Brain and Eye, *Proc. Ntl. Acad. Sci.*, January 1998, Vol 95, pages 340-345.

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If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorneys invite the Examiner to telephone him at the number provided below.

Applicants are filing this Information Disclosure Statement under 37 C.F.R. §1.97(b)(3) before the mailing of a first Office Action Accordingly, no fee is deemed necessary in on the merits. connection with the filing of this Information Disclosure However, if a fee is required, authorization is Statement. hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,

certify hereby that correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:

Assistant Commissioner for Patents, Washington, D.C. 20231.

プックノンシャ Alan D. Miller

Reg. No. 42,889

214/02 Date

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